SBCivil Writ Petition No.6341/2005
Yogesh Kumar Maurya & Ors. v. Union of India & Ors.

Date of Order :: 24th October, 2005

HON'BLE MR.JUSTICE GOVIND MATHUR

Mr. P.S.Bhati, for the petitioners.

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By this petition for writ the petitioners, who are members of Indian Telecom Services and are Group "A" Officers, have given challenge to the office memorandum dated 24.3.2005 issued by the Joint Secretary (Administration), Ministry of Communication and Information Technology, Department of Telecommunication, Government of India, New Delhi and also to the order dated 18.10.2005 (Anx.26) issued by the Deputy Secretary to the Government of India, Ministry of Telecommunication and Information Technology, Department of Telecommunication, Government of India, New Delhi.

The grievance pertaining to the petitioners is with regard to their service conditions. By the force of provisions of Administrative Tribunal Act, 1985 the jurisdiction to adjudicate service matters pertaining to the Officers of Government of India vests with the Central Administrative Tribunal. The jurisdiction of this Court to adjudicate such matters is also barred by the force of Section 28 of the Administrative Tribunal Act, 1985. In view of it, this

petition for writ cannot be entertained by this Court being lacking jurisdiction.

Accordingly the writ petition is dismissed.

The registry is directed to return the record of this case to the counsel for the petitioner for its proper presentation before the competent forum/court. As the matter is having urgency the record of the case be returned to the counsel for the petitioner today itself.

(GOVIND MATHUR),J.

kkm/ps.